

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

063-97233

ELIZABETH WATSON

vs.

TRUMP PLAZA HOTEL AND CASINO

CIVIL ACTION

NO.

**NOTICE OF FILING NOTICE OF REMOVAL**  
**TO THE UNITED STATES DISTRICT COURT FOR THE EASTERN**  
**DISTRICT OF PENNSYLVANIA**

TO: Albert J. Brooks, Jr., Esquire  
Fodera & Long, P.C.  
1500 Walnut Street, Suite 900  
Philadelphia, PA 19102

**PLEASE TAKE NOTICE** that Trump Plaza Hotel and Casino, in the matter of Elizabeth Watson vs. Trump Plaza Hotel and Casino, originally pending in the Court of Common Pleas in the County of Philadelphia, Pennsylvania, under January Term 2014, No. 1925, files in the United States District Court for the Eastern District of Pennsylvania, its Notice of Removal of said cause to the Eastern District of Pennsylvania. A copy of the Notice of Removal is attached hereto and served herewith.

**MARKS, O'NEILL, O'BRIEN,  
DOHERTY & KELLY, P.C.**

By: JPV3138  
Jamie P. Vaughan, Esquire  
Attorney I.D. No.: 93531  
1800 JFK Boulevard, Suite 1900  
Philadelphia, Pa. 19103  
215-564-6688  
Attorney for Defendant

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

063-97233

ELIZABETH WATSON

vs.

TRUMP PLAZA HOTEL AND CASINO

CIVIL ACTION

NO.

**NOTICE OF REMOVAL**

AND NOW, Defendant, Trump Plaza Hotel and Casino, by and through its attorneys, MARKS, O'NEILL, O'BRIEN, DOHERTY & KELLY, P.C., hereby seeks removal of the above-captioned case to this Honorable Court and provides notice of same to counsel representing the Plaintiff. In support of the removal, the Defendant avers as follows:

1. This is an action filed and now pending in the Philadelphia Court of Common Pleas, January Term, 2014. No. 1925.
2. This action was initially instituted via Complaint which was filed on January 17, 2014. A copy of Plaintiff's Complaint is attached hereto as Exhibit "A".
3. This Notice of Removal is being filed within thirty (30) days after receipt by the Defendant of the initial pleading setting forth the claim for relief upon which this action is based in accordance with 28 U.S.C. §1446(b).
4. This is a civil suit and involves controversy between citizens of different states. Plaintiff, upon information and belief, was at the time of the commencement of the above action a citizen of the Commonwealth of Pennsylvania.

5. Defendant, Trump Plaza Hotel and Casino, is located at 2500 Boardwalk, Atlantic City, NJ 08401, and is a New Jersey corporation.

6. Defendant alleges and avers upon information and belief that the amount in controversy is in excess of \$75,000.00, exclusive of interests and costs. Further, Plaintiff's counsel has confirmed that the amount in controversy is in excess of \$75,000, and Plaintiff will not agree to limit her damages to \$75,000.00. Plaintiff has alleged a rotator cuff tear as a result of the alleged incident, as well as several injections.

7. The above-described Civil Action is one in which this Honorable Court has original jurisdiction pursuant to Title 28 United States Code Section 1332 based upon the fact that there exists diversity of citizenship between the parties and the amount in controversy is in excess of \$75,000.00, exclusive of interests and costs, and is accordingly one which may be removed to this Honorable Court by Notice pursuant to Title 28, United States Code, Section 1441.

8. Promptly after filing this Notice of Removal in this Honorable Court, a copy of this Notice of Removal will be filed with the Court of Common Pleas of Philadelphia County, Commonwealth of Pennsylvania, in accordance with 28 United States Code, Section 1446(d).

9. Copies of all process, pleadings and order served upon defendant as of the time of this removal are attached hereto in accordance with 28 United States Code, Section 1446(a).

10. Defendant has contemporaneously with the filing of this Notice of Removal given written notice to Plaintiff's counsel.

WHEREFORE, Defendant respectfully requests that this action, currently docketed in the Court of Common Pleas of Philadelphia County be removed to the United States District Court for the Eastern District of Pennsylvania.

**MARKS, O'NEILL, O'BRIEN:  
DOHERTY & KELLY, P.C.**

By: JPV3138  
Jamie P. Vaughan, Esquire  
Attorney I.D. No.: 93531  
1800 JFK Boulevard, Suite 1900  
Philadelphia, Pa. 19103  
215-564-6688  
Attorney for Defendant

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of the Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE SIDE OF THE FORM.)

**I.(a) PLAINTIFFS**

Elizabeth Watson, Plaintiff(s)

(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF Philadelphia County, PA  
(EXCEPT IN U.S. PLAINTIFF CASES)

(C) ATTORNEY'S (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

Albert J. Brooks, Jr., Esquire  
Fodera & Long, P.C.  
1500 Walnut Street, Suite 900  
Philadelphia, PA 19102

**DEFENDANTS**

Trump Plaza Hotel and Casino, Defendant(s)

COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT Atlantic County, NJ  
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED

**ATTORNEYS (IF KNOWN)**

Marks, O'Neill, O'Brien, Doherty & Kelly, P.C.  
1800 JFK Boulevard, Suite 1900  
Philadelphia, PA 19103

**II. BASIS OF JURISDICTION (PLACE AN X IN ONE BOX ONLY)**

- ☐ 1 U.S. Government Plaintiff  
☐ 2 U.S. Government Defendant  
☐ 3 Federal Question (U.S. Government Not a Party)  
☒ 4 Diversity (Indicate Citizenship of Parties in Item III)

**III. CITIZENSHIP OF PRINCIPAL PARTIES (PLACE AN X IN ONE BOX FOR DIVERSITY CASES ONLY FOR PLAINTIFF AND ONE BOX FOR DEFENDANT)**

- |   |                                       |                                       |                                    |                            |                                       |
|---|---------------------------------------|---------------------------------------|------------------------------------|----------------------------|---------------------------------------|
|   | PTF                                   | DEF                                   |                                    | PTF                        | DEF                                   |
| Citizen of This State                   | <input checked="" type="checkbox"/> 1 | <input type="checkbox"/> 1            | Incorporated or Principle          | <input type="checkbox"/> 4 | <input type="checkbox"/> 4            |
| Citizen of Another State                | <input type="checkbox"/> 2            | <input checked="" type="checkbox"/> 2 | Place of Business in this State    |                            |                                       |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3            | <input type="checkbox"/> 3            | Incorporated and Principle         | <input type="checkbox"/> 5 | <input checked="" type="checkbox"/> 5 |
|   |                                       |                                       | Place of Business in Another State |                            |                                       |
|   |                                       |                                       | Foreign Nation                     | <input type="checkbox"/> 6 | <input type="checkbox"/> 6            |

**IV. CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE. DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)**

2120 Premises Liability - Personal Injury

**V. NATURE OF SUIT (PLACE AN X IN ONE BOX ONLY)**

| CONTRACT   | TORTS  |   | FORFEITURE/PENALTY   | BANKRUPTCY  | OTHER STATUTES   |
|--|--|---|--|---|--|
| <input type="checkbox"/> 110 Insurance<br><input type="checkbox"/> 120 Marine<br><input type="checkbox"/> 130 Miller Act<br><input type="checkbox"/> 140 Negotiable Instrument<br><input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgement<br><input type="checkbox"/> 151 Medicare Act<br><input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans)<br><input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits<br><input type="checkbox"/> 160 Stockholders' Suits<br><input type="checkbox"/> 190 Other Contract<br><input type="checkbox"/> 195 Contact Product Liability | <b>PERSONAL INJURY</b><br><input type="checkbox"/> 310 Airplane<br><input type="checkbox"/> 315 Airplane Product Liability<br><input type="checkbox"/> 320 Assault, Liable & Slander<br><input type="checkbox"/> 330 Federal Employer's Liability<br><input type="checkbox"/> 340 Marine<br><input type="checkbox"/> 345 Marine Product Liability<br><input type="checkbox"/> 350 Motor Vehicle<br><input type="checkbox"/> 355 Motor Vehicle Product Liability<br><input checked="" type="checkbox"/> 360 Other Personal Injury | <b>PERSONAL INJURY</b><br><input type="checkbox"/> 362 Personal Injury Med - Malpractice<br><input type="checkbox"/> 365 Personal Injury - Product Liability<br><input type="checkbox"/> 368 Asbestos Personal Injury Product Liability<br><b>PERSONAL PROPERTY</b><br><input type="checkbox"/> 370 Other Fraud<br><input type="checkbox"/> 371 Truth in Lending<br><input type="checkbox"/> 380 Other Personal Property Damage<br><input type="checkbox"/> 385 Property Damage Product Liability | <input type="checkbox"/> 610 Agriculture<br><input type="checkbox"/> 620 Other Food & Drug<br><input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881<br><input type="checkbox"/> 630 Liquor Laws<br><input type="checkbox"/> 640 R. R. & Truck<br><input type="checkbox"/> 650 Airline Regs<br><input type="checkbox"/> 660 Occupational Safety/Health<br><input type="checkbox"/> 690 Other | <input type="checkbox"/> 422 Appeal 28 USC 158<br><input type="checkbox"/> 423 Withdrawal 28 USC 157<br><b>PROPERTY RIGHTS</b><br><input type="checkbox"/> 820 Copyrights<br><input type="checkbox"/> 830 Patent<br><input type="checkbox"/> 840 Trademark  | <input type="checkbox"/> 400 State Reapportionment<br><input type="checkbox"/> 410 Antitrust<br><input type="checkbox"/> 430 Banks & Banking<br><input type="checkbox"/> 450 Commerce/ICC Rates/ etc..<br><input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations<br><input type="checkbox"/> 810 Selective Service<br><input type="checkbox"/> 850 Securities/Commodities/ Exchange<br><input type="checkbox"/> 875 Customer Challenge 12 USC 3410<br><input type="checkbox"/> 891 Agricultural Acts<br><input type="checkbox"/> 892 Economic Stabilization Act<br><input type="checkbox"/> 893 Environmental Matters<br><input type="checkbox"/> 894 Energy Allocation Act<br><input type="checkbox"/> 895 Freedom of Information Act<br><input type="checkbox"/> 900 Appeal of Free Determination Under Equal Access to Justice<br><input type="checkbox"/> 950 Constitutionality of State Statutes<br><input type="checkbox"/> 890 Other Statutory Actions |
| <b>REAL PROPERTY</b><br><input type="checkbox"/> 210 Land Condemnation<br><input type="checkbox"/> 220 Foreclosure<br><input type="checkbox"/> 230 Rent Lease & Ejectment<br><input type="checkbox"/> 240 Torts to Land<br><input type="checkbox"/> 245 Tort Product Liability<br><input type="checkbox"/> 290 All Other Real Property   | <b>CIVIL RIGHTS</b><br><input type="checkbox"/> 441 Voting<br><input type="checkbox"/> 442 Employment<br><input type="checkbox"/> 443 Housing/ Accommodations<br><input type="checkbox"/> 444 Welfare<br><input type="checkbox"/> 440 Other Civil Rights   | <b>PRISONER PETITIONS</b><br><input type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus:<br><input type="checkbox"/> 530 General<br><input type="checkbox"/> 535 Death Penalty<br><input type="checkbox"/> 540 Mandamus & Other<br><input type="checkbox"/> 550 Other  | <b>LABOR</b><br><input type="checkbox"/> 710 Fair Labor Standards Act<br><input type="checkbox"/> 720 Labor/Mgmt. Relations<br><input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act<br><input type="checkbox"/> 740 Railway Labor Act<br><input type="checkbox"/> 790 Other Labor Litigation<br><input type="checkbox"/> 791 Empl. Ret. Inc. Security Act                                       | <input type="checkbox"/> 861 HIA (1395ff)<br><input type="checkbox"/> 862 Black Lung (923)<br><input type="checkbox"/> 863 DIWC/DIWW (405(g))<br><input type="checkbox"/> 864 SSID Title XVI<br><input type="checkbox"/> 865 RSI (405(g))<br><b>FEDERAL TAX SUITS</b><br><input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)<br><input type="checkbox"/> 871 IRS - Third Party 26 USC 7609 |  |

**VI. ORIGIN**

- (PLACE AN X IN ONE BOX ONLY)
- ☐ 1 Original Proceeding  
☒ 2 Removed from State Court  
☐ 3 Remanded from Appellate Court  
☐ 4 Reinstated or Reopened  
☐ 5 Transferred from another district (specify)  
☐ 6 Multidistrict Litigation  
☐ 7 Appeal to District Judge from Magistrate Judgement

**VII. REQUESTED IN COMPLAINT: CHECK IF THIS IS A CLASS ACTION**

DEMAND \$ 300,000.00

Check YES only if demanded in complaint:

☐ UNDER F.R.C.P. 23JURY DEMAND: ☒ YES ☐ NO**VIII. RELATED CASE(S) IF ANY**

(SEE INSTRUCTIONS)

N/A

JUDGE Judge of Related Case

DOCKET NUMBER Docket Number of Related Case

DATE: February 28, 2014

SIGNATURE OF ATTORNEY OF RECORD

UNITED STATES DISTRICT COURT

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF PENNSYLVANIA

063-97233

ELIZABETH WATSON

vs.

TRUMP PLAZA HOTEL AND CASINO

CIVIL ACTION

NO.

**DISCLOSURE STATEMENT FORM**

Please check one box:

- ☒ The nongovernmental corporate party, Trump Plaza Hotel and Casino in the above listed civil action does not have any parent corporation and publicly held corporation that owns 10% or more of its stock.
- ☐ The nongovernmental corporate party, \_\_\_\_\_, in the above listed civil action has the following parent corporation(s) and publicly held corporation(s) that owns 10% or more of its stock:

February 28, 2014  
Date

/s/Jamie P. Vaughan  
Signature

Counsel for: Trump Plaza Hotel and Casino

**Federal Rule of Civil Procedure 7.1 Disclosure Statement**

- (a) WHO MUST FILE; CONTENTS. A nongovernmental corporate party must file Two copies of a disclosure statement that:
- (1) identifies any parent corporation and any publicly held corporation owning 10% or more of its stock; or
  - (2) states that there is no such corporation.
- (b) TIME TO FILE; SUPPLEMENTAL FILING. A party must:
- (1) file the disclosure statement with its first appearance, pleading, petition, motion, response, or other request addressed to the court; and
  - (2) promptly file a supplemental statement if any required information changes.

FOR THE EASTERN DISTRICT OF PENNSYLVANIA — DESIGNATION FORM to be used by counsel to indicate the category of the case for the purpose of assignment to appropriate calendar.

Address of Plaintiff: 315 S. Broad Street, Philadelphia, PA 19107

Address of Defendant: 2500 Boardwalk, Atlantic City, NJ 08401

Place of Accident, Incident or Transaction: Trump Plaza Hotel and Casino, 2500 Boardwalk, Atlantic City, NJ 08401 (Use Reverse Side For Additional Space)

Does this civil action involve a nongovernmental corporate party with any parent corporation and any publicly held corporation owning 10% or more of its stock? (Attach two copies of the Disclosure Statement Form in accordance with Fed.R.Civ.P. 7.1(a)). Yes ☐ No ☒

Does this case involve multidistrict litigation possibilities? Yes ☐ No ☒  
RELATED CASE, IF ANY:

Case Number: Judge Date Terminated:

Civil cases are deemed related when yes is answered to any of the following questions:

1. Is this case related to property included in an earlier numbered suit pending or within one year previously terminated action in this court? Yes ☐ No ☒
2. Does this case involve the same issue of fact or grow out of the same transaction as a prior suit pending or within one year previously terminated action in this court? Yes ☐ No ☒
3. Does this case involve the validity or infringement of a patent already in suit or any earlier numbered case pending or within one year previously terminated action in this court? Yes ☐ No ☒

CIVIL: (Place ☒ in ONE CATEGORY ONLY)

A. Federal Question Cases:

1. ☐ Indemnity Contract, Marine Contract, and All Other Contracts
2. ☐ FEIA
3. ☐ Jones Act-Personal Injury
4. ☐ Antitrust
5. ☐ Patent
6. ☐ Labor-Management Relations
7. ☐ Civil Rights
8. ☐ Habeas Corpus
9. ☐ Securities Act(s) Cases
10. ☐ Social Security Review Cases
11. ☐ All other Federal Question Cases (Please specify)

B. Diversity Jurisdiction Cases:

1. ☐ Insurance Contract and Other Contracts
2. ☐ Airplane Personal Injury
3. ☐ Assault, Defamation
4. ☐ Marine Personal Injury
5. ☐ Motor Vehicle Personal Injury
6. ☒ Other Personal Injury (Please specify) Slip & Fall
7. ☐ Products Liability
8. ☐ Products Liability — Asbestos
9. ☐ All other Diversity Cases (Please specify)

ARBITRATION CERTIFICATION

(Check appropriate Category)

I, Jamie P. Vaughan, counsel of record do hereby certify:

☐ Pursuant to Local Civil Rule 53.2, Section 3(c)(2), that to the best of my knowledge and belief, the damages recoverable in this civil action case exceed the sum of \$150,000.00 exclusive of interest and costs;

☐ Relief other than monetary damages is sought

DATE: 2/28/14

Attorney-at-Law

93531

Attorney I.D.#

NOTE: A trial de novo will be a trial by jury only if there has been compliance with F.R.C.P. 38.

I certify that, to my knowledge, the within case is not related to any case now pending or within one year previously terminated action in this court except as noted above.

DATE:

Attorney-at-Law

93531

Attorney I.D.#

CIV. 609 (4/03)

**CASE MANAGEMENT TRACK DESIGNATION FORM**

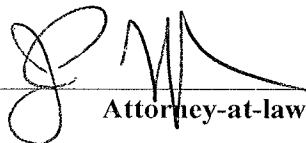
|                              |   |              |
|------------------------------|---|--------------|
| ELIZABETH WATSON             | : | CIVIL ACTION |
| 315 S. Broad Street          | : |              |
| Philadelphia, PA 19107       | : |              |
| v.                           | : | NO.          |
| TRUMP PLAZA HOTEL AND CASINO | : |              |
| 2500 Boardwalk               | : |              |
| Atlantic City, NJ 08401      | : |              |

In accordance with the Civil Justice Expense and Delay Reduction Plan of this court, counsel for plaintiff shall complete a case Management Track Designation Form in all civil cases at the time of filing the complaint and serve a copy on all defendants. (See § 1:03 of the plan set forth on the reverse side of this form.) In the event that a defendant does not agree with the plaintiff regarding said designation, that defendant shall, with its first appearance, submit to the clerk of court and serve on the plaintiff and all other parties, a case management track designation form specifying the track to which that defendant believes the case should be assigned.

**SELECT ONE OF THE FOLLOWING CASE MANAGEMENT TRACKS:**

- (a) Habeas Corpus – Cases brought under 28 U.S.C. §2241 through §2255. ( )
- (b) Social Security – Cases requesting review of a decision of the Secretary of Health and Human Services denying plaintiff Social Security Benefits ( )
- (c) Arbitration – Cases required to be designated for arbitration under Local Civil Rule 53.2. (X)
- (d) Asbestos – Cases involving claims for personal injury or property damage from exposure to asbestos. ( )
- (e) Special Management – Cases that do not fall into tracks (a) through (d) that are commonly referred to as complex and that need special or intense management by the court. (See reverse side of this form for a detailed explanation of special management cases.) ( )
- (f) Standard Management – Cases that do not fall into any one of the other tracks. ( )

February 28, 2014  
Date

  
Attorney-at-law

Trump Plaza Hotel and Casino  
Attorney for

(215)564-6688  
Telephone  
(Civ. 660) 10/02

(215)564-2526  
FAX Number

jvaughan@moodklaw.com  
E-Mail Address



COMMONWEALTH OF PENNSYLVANIA

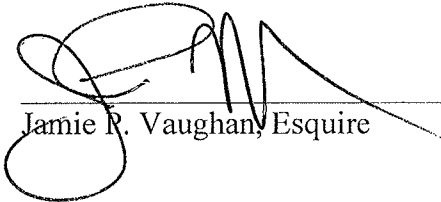
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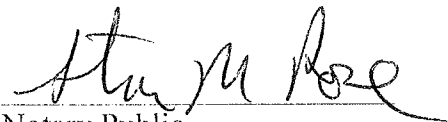
COUNTY OF PHILADELPHIA

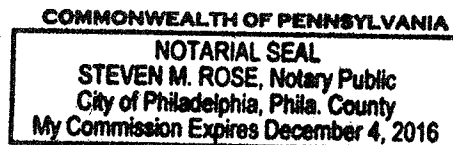
**AFFIDAVIT**

Jamie P. Vaughan, Esquire being duly sworn according to law deposes and says that the facts set forth in the foregoing Notice of Removal are true and correct to the best of his knowledge, information and belief.

  
\_\_\_\_\_  
Jamie P. Vaughan, Esquire

Sworn to and Subscribed  
before me this 28<sup>th</sup> day of  
FEBRUARY, 2014.

  
\_\_\_\_\_  
Notary Public



IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

063-97233

ELIZABETH WATSON

VS.

TRUMP PLAZA HOTEL AND CASINO

CIVIL ACTION

NO.

**CERTIFICATE OF SERVICE**

I hereby certify that this 28th day of **February 2014**, a true and correct copy of the Defendant's Notice to Remove was served on all parties of record by electronic filing and/or first class mail, postage prepaid.

**MARKS, O'NEILL, O'BRIEN,  
DOHERTY & KELLY, P.C.**

By: JPV3138  
Jamie P. Vaughan, Esquire  
Attorney for Defendant  
1800 JFK Boulevard, Suite 1900  
Philadelphia, Pa. 19103  
215-564-6688

## **EXHIBIT A**

FODERA &amp; LONG, P.C.

By: Leonard V. Fodera, Esquire (57203)

Albert J. Brooks, Jr., Esquire (72085)

1500 Walnut Street, Suite 900

Philadelphia, PA 19102

215.569.1212

Our File No.: 30193

Filed and Attested by  
PROTHONOTARY

17 JAN 2014 04:53 pm

Attorneys for Plaintiff: EDWARDS

|   |  |
|---|--|
| <p>ELIZABETH WATSON<br/>315 S. Broad Street<br/>Philadelphia, PA 19107</p> <p style="text-align: right;">Plaintiff,</p> <p style="text-align: center;">v.</p> <p>TRUMP PLAZA HOTEL AND CASINO<br/>2500 Boardwalk<br/>Atlantic City, NJ 08401</p> <p style="text-align: right;">Defendant.</p> | <p>COURT OF COMMON PLEAS<br/>PHILADELPHIA COUNTY</p> <p>JANUARY TERM, 2014</p> <p>NO.:</p> <p>CIVIL ACTION COMPLAINT<br/>MAJOR JURY TRIAL DEMANDED</p> |
|---|--|

**CIVIL ACTION COMPLAINT**  
**PREMISES LIABILITY**

## NOTICE

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you. You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help

PHILADELPHIA BAR ASSOCIATION  
LAWYER REFERRAL & INFORMATION SERVICE  
One Reading Center  
Philadelphia, PA 19107  
(215) 238-1701 / TTY (215) 451-6197

## AVISO

Le han demandado a usted en la corte. Si usted quiere defenderse de estas demandas expuestas en las paginas siguientes, usted tiene veinte (20) dias de plazo al partir de la fecha de la demanda y la notificacion. Hace falta ascantar una comparencia escrita o en persona o con un abogado y entregar a la corte en forma escrita sus defensas o sus objeciones a las demandas en contra de su persona. Sea avisado que si usted no se defiende, la corte tomara medidas y puede continuar la demanda en contra suya sin previo aviso o notificacion. Ademias, la corte puede decidir a favor del demandante y requiere que usted cumpla con todas las provisiones de esta demanda. Usted puede perder dinero o sus propiedades u otros derechos importantes para usted. Lleve esta demanda a un abogado inmediatamente. Si no tiene abogado o si no tiene el dinero suficiente de pagar tal servicio. Vaya en persona o llame por telefono a la oficina cuya direccion se encuentra escrita abajo para averiguar donde se puede conseguir asistencia legal.

Asociacion De Licenciados De Filadelfia  
Servicio De Referencia E Informacion Legal  
One Reading Center  
Filadelfia, PA 19107  
(215) 238-6333 / TTY (215) 451-6197

FODERA & LONG, P.C.

By: Leonard V. Fodera, Esquire (57203)

Albert J. Brooks, Jr., Esquire (72085)

1500 Walnut Street, Suite 900

Philadelphia, PA 19102

215.569.1212

Our File No.: 30193

Attorneys for Plaintiff

|  |   |
|--|---|
| ELIZABETH WATSON<br>315 S. Broad Street<br>Philadelphia, PA 19107<br><br>Plaintiff,<br><br>v.<br><br>TRUMP PLAZA HOTEL AND CASINO<br>2500 Boardwalk<br>Atlantic City, NJ 08401<br><br>Defendant. | COURT OF COMMON PLEAS<br>PHILADELPHIA COUNTY<br><br>JANUARY TERM, 2014<br><br>NO.:<br><br>CIVIL ACTION COMPLAINT<br>MAJOR JURY TRIAL DEMANDED |
|--|---|

**CIVIL ACTION COMPLAINT**  
**PREMISES LIABILITY**

1. Plaintiff, Elizabeth Watson, (hereinafter referred to as ("Plaintiff")), is an adult individual who resides at the address identified in the caption above.

2. Defendant, Trump Plaza Hotel & Casino, is an organized and existing business entity having a place of business at the address identified in the caption above.

3. At all times material and relevant to this complaint, defendant, Trump Plaza Hotel & Casino, as an entity, and/or through its agents, owned, managed, controlled and/or maintained a certain property located at 2500 Boardwalk, Atlantic City, NJ 08401.

4. At all relevant times, defendant, Trump Plaza Hotel & Casino, acted alone and/or by and through their employees, agents and/or ostensible agents.

5. At all relevant times, defendant, Trump Plaza Hotel & Casino, had a duty keep the above-referenced property free and clear of any unreasonable dangers or hazards, and/or to prevent any new or increased hazards or dangers from occurring through their own conduct and/or the conduct of its employees, agents and/or ostensible agents.

6. On, or about, August 13, 2013, plaintiff was lawfully at the aforementioned location as a business invitee, when she was caused to slip and fall, thereby sustaining serious bodily injuries, including but not limited to, injuries to her head, back, neck, left shoulder, and other ills and injuries.

7. Plaintiff was caused to fall due to the dangerous conditions of the premises, specifically, a wet and slippery marble floor directly in front of the entrance/exit onto the Boardwalk at the entrance to said premises.

8. The dangerous condition of the said premises which caused plaintiff's slip and fall was a danger and/or hazard which was the result of the negligence and/or breach of the aforementioned duties of defendants, their employees, agents and/or ostensible agents.

9. As a direct and proximate result of defendant's negligence, the negligent conduct of its employees, and this resulting accident, plaintiff, Elizabeth Watson, suffered serious and permanent injuries, including, but not limited to, injuries to her head, neck, back and left shoulder, and other ills and injuries.

10. As a direct and proximate result of defendant's aforementioned conduct, plaintiff suffered significant pain and suffering, anguish, inconvenience, loss of life's pleasures, and/or scarring/disfigurement.

COUNT I  
WATSON v. TRUMP PLAZA HOTEL & CASINO  
NEGLIGENCE

11. Plaintiff repeats each and every allegation of all preceding paragraphs with the same force and effect as if set forth herein at length.

12. Plaintiff avers that defendant had actual and/or constructive notice of the aforementioned dangerous condition.

13. The aforesaid accident resulted solely from the negligence, and carelessness of defendant and/or its agents, employees and/or servants, herein and was due in no manner whatsoever to any act or failure to act on the part of plaintiff.

14. The negligence and carelessness of defendant and/or its agents, employees and/or servants consisted of the following:

- a. allowing a dangerous condition to exist on the aforesaid premises;
- b. failing to properly maintain the aforesaid premises;
- c. failing to properly create and/or maintain a safe environment within its property;
- d. failing to properly train and/or instruct its employees, servants, and/or agents regarding how to create and/or maintain a safe environment within its property;
- e. failing to properly inspect premises and monitor employees;
- f. failing to adequately warn plaintiff of the dangerous condition;
- g. failing to adequately warn business invitees, including plaintiff, of said dangerous condition;
- h. failing to correct said dangerous condition;

- i. failing to eliminate and/or otherwise correct the unreasonably dangerous condition which constituted a risk to persons such as plaintiff at its property;
- j. having inadequate or non-existent enforcement of policies for addressing safe and proper interaction between employees and business invitees so as to avoid potential hazard to persons such as plaintiff; and
- k. causing a dangerous condition.

15. As a direct and proximate result of defendant's aforementioned conduct, plaintiff suffered severe, painful and/or permanent bodily injuries.

16. As a further result of this accident, plaintiff has been obligated to receive medical attention and care for her injuries, and to incur various expenses for said care, and will be obligated to continue to expend such sums and expenditures and may continue to expend such sums for an indefinite time in the future.

17. As a further result of this accident, plaintiff has been unable to attend to her daily chores, duties, occupations, and may be unable to do so for an indefinite period of time in the future.

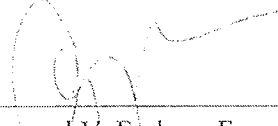
18. As a further result of this accident, plaintiff has or may continue to in the future incur other financial expenses or losses to which she is entitled to recover.

19. As a further result of this accident, plaintiff has suffered severe physical pain, aches, fear, mental anguish, humiliation, inconveniences, and loss of life's pleasures, and will continue to suffer the same for an indefinite time in the future.



WHEREFORE, Plaintiff, ELIZABETH WATSON, demands damages from the Defendant herein in an amount in excess of Fifty Thousand Dollars (\$50,000.00), together with interest, costs of suit, attorney fees and damages for delay.

FODERA & LONG, P.C.



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Albert J. Brooks, Jr., Esq.  
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1500 Walnut Street – Suite 900  
Philadelphia, PA 19102  
*Attorneys for Plaintiff*

Dated: 1/11/14

VERIFICATION

I, Elizabeth Watson, hereby state that I am the plaintiff in this action and verify that the statements made in the foregoing Civil Action Complaint are true and correct to the best of my knowledge, information and belief. I understand that the statements therein are made subject to the penalties of 18 Pa. C.S. §4909 relating to unsworn falsification to authorities.

Date: 1-14-14

Elizabeth Watson  
Elizabeth Watson